

**ELLIJAY CITY HALL**

**JANUARY 22, 2013**

**WORKSHOP**

**5:30**

**Larry Robinson DDA  
Intergovernmental Agreement**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for December Meetings

Approval of December Financial Statement

Staff Reports

Citizen Input

**OLD BUSINESS**

Review and Action – Street Light Request Westwood Subdivision

**NEW BUSINESS**

Review and Action- Audit Service Agreement

Executive Session - Personnel

Adjourn

**City of Ellijay**  
**January 22, 2013**

**Workshop**  
**Started at 5:30 PM and Ended at 6:00PM**

**Council Meeting**  
**Started 6:00 PM and Ended 6:55 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Present**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, Better Hometown Manager - Absent**

**Approval of Agenda:**

Mayor Pro-Tem Caudell made a motion to approve the January 22, 2013 agenda as presented with the amendment of pending litigation being added to Executive Session. Motion seconded by Councilmember Barclay. All voted for.

**Approval of Minutes:**

Councilmember Lancey made a motion to accept the December 17 and December 20, 2012 Council Meeting Minutes. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the December, 2012 Financial Statements. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Old Business:**

- **Street Light Request Westwood Subdivision**  
Died for lack of a motion

**New Business:**

**Audit Service Agreement**

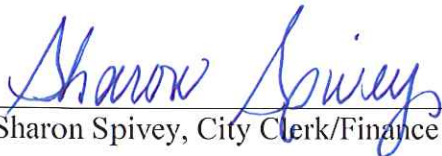
- Councilmember Barclay made a motion to accept R.L. Jennings audit proposal for audit services for 2012, 2013 and 2014 at an annual maximum cost of \$12,000. Mayor Pro-Tem Caudell seconded the motion. All voted for.

**Executive Session - Personnel/Pending Litigation**

- Councilmember Fuller made a motion to go in to Executive Session for the purpose of discussing personnel and pending litigation. Councilmember Barclay seconded the motion. All voted for.
- Mayor Pro-Tem Westmoreland made a motion to come out of Executive Session. Councilmember Lancey seconded the motion. All voted for.

**Adjourn:**

Mayor Pro-Tem Caudell made a motion to adjourn. Motion seconded Councilmember Fuller . All voted for.

  
Sharon Spivey, City Clerk/Finance Officer

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 22nd day of January, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 22nd day of January, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

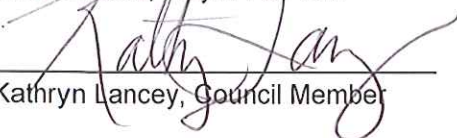
4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 22nd day of January, 2013


  
Al Hoyle, Mayor

  
Ruth Caudell, Mayor Pro-Tem

  
Kathryn Lancey, Council Member

  
David Westmoreland, Mayor Pro-Tem

  
Al Fuller, Council Member

  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 22nd day of January, 2013

  
City Clerk/Notary



**ELLIJAY CITY HALL**

**JANUARY 3, 2013**

**SPECIAL CALLED MEETING**

**5:00**

Call to Order

Executive Session - Personnel

Review and Action - Personnel

Adjourn

**City of Ellijay  
January 3, 2013**

**Special Called Meeting  
Started 5:00 PM and Ended 5:20 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**David Lindsey, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**

**Executive Session - Personnel:**

Mayor Pro-Tem Westmoreland made a motion to go in to executive session. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

Mayor Pro-Tem Westmoreland made a motion to come out of executive session. Mayor Pro-Tem Caudell seconded the motion. All voted for.

**Personnel:**

Mayor Pro-Tem Caudell made a motion to appoint Edward D. Lacey, II to the position of Chief of Police retroactively to January 1, 2013. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.

**Adjourn:**

Councilmember Barclay made a motion to adjourn. Motion seconded Mayor Pro-Tem Caudell. All voted for.

  
Sharon Spivey, City Clerk/Finance Officer



CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 3rd day of January, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 3rd day of January, 2013, which was closed for the purpose of discussing personnel and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 3rd day of January, 2013

Al Hoyle  
Al Hoyle, Mayor

Ruth Caudell  
Ruth Caudell, Mayor Pro-Tem

Kathryn Lancey  
Kathryn Lancey, Council Member

David Westmoreland  
David Westmoreland, Mayor Pro-Tem

Al Fuller  
Al Fuller, Council Member

Charles Barclay  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 3rd day of January, 2013

Sharon Faye Spivey  
City Clerk/Notary



CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 18th day of February, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 18th day of February, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 18th day of February, 2013

Al Hoyle  
Al Hoyle, Mayor

Ruth Caudell  
Ruth Caudell, Mayor Pro-Tem

Kathryn Lancey  
Kathryn Lancey, Council Member

David Westmoreland  
David Westmoreland, Mayor Pro-Tem

Al Fuller  
Al Fuller, Council Member

Charles Barclay  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 18th day of February, 2013

Sharon Spring  
City Clerk/Notary





**ELLIJAY CITY HALL**

**FEBRUARY 18, 2013**

**WORKSHOP**

**5:30**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for January Meeting

Approval of January Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action- Bank Account Authorization (Bond Escrow Account)

Review and Action – Intergovernmental Agreement DDA

First Reading – Consumption On Premise Ordinance Amendment

Review and Action – Package License Transfer Clipper Petroleum dba Circle M Food Shop

Review and Action – Bank Account Authorization (Better Hometown Account)

Review and Action – Bank Account Authorization (CD Renewal #15007813 - \$2854.01)

Executive Session – Personnel, Pending Litigation

Adjourn

**City of Ellijay**  
**February 18, 2013**

**Workshop**  
Started at 5:30 PM and Ended at 6:00PM

**Council Meeting**  
Started 6:00 PM and Ended 6:30 PM

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Absent**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Present**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, Better Hometown Manager - Absent**

**Approval of Agenda:**

Mayor Pro-Tem Caudell made a motion to approve the February 18, 2013 agenda as presented.  
Motion seconded by Councilmember Barclay. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to accept the January 3, 2013 and January 22, 2013  
Council Meeting Minutes. Motion seconded by Mayor Pro-Tem Caudell . All voted for.

**Approval of Financial Statements:**

Mayor Pro-Tem Westmoreland made a motion to approve the January, 2013 Financial  
Statements. Motion seconded by Councilmember Fuller. All voted for.

**New Business:**

**Bank Account Authorization - Bond Escrow Account**

- Mayor Pro-Tem Westmoreland made a motion authorizing the Mayor or City Clerk to open a Bond Escrow Account as required by State law to prohibit the co-mingling of bonds with other funds. Mayor Pro-Tem Caudell seconded the motion. All voted for.

- **Intergovernmental Agreement DDA**

Mayor Pro-Tem Westmoreland made a motion to accept the revised Intergovernmental Agreement between the City of Ellijay and the Downtown Development Authority as presented. Councilmember Barclay seconded the motion. All voted for.

- **Consumption On Premise Ordinance Amendment**

Council members had the first reading of a resolution and ordinance to amend the code of ordinances of the City of Ellijay, Georgia, in order to amend certain sections of Chapter 6 for the purposes of adding schools and school grounds to the distance exemption for a consumption on premise alcohol license and to increase the area for which the exemptions apply to include a portion of North Main Street.

- **Package License Transfer - Clipper Petroleum dba Circle M Food Shop**

Councilmember Barclay made a motion to transfer the off premise alcohol license from the current manager who is leaving to the incoming manager. Mayor Pro-Tem Caudell seconded the motion. All voted for.

- **Bank Account Authorization - Better Hometown Account**

Councilmember Fuller made a motion authorizing the Mayor or City clerk to close the current Better Hometown money market account and open a new public funds account in the name of Downtown Development Authority. Councilmember Barclay seconded the motion. All voted for.

- **Bank Account Authorization - Cemetery CD # 15007813**

Councilmember Barclay made a motion authorizing the Mayor or City Clerk to renew the current certificate of deposit at the local bank with the best interest rate. Councilmember Fuller seconded the motion. All voted for.

**Executive Session - Personnel/Pending Litigation**

- Mayor Pro-Tem Caudell made a motion to go in to Executive Session for the purpose of discussing personnel and pending litigation. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.
- Mayor Pro-Tem Westmoreland made a motion to come out of Executive Session and return to regular session. Mayor Pro-Tem Caudell seconded the motion. All voted for.
- **Pending Litigation - CBS Contracting**  
Mayor Pro-Tem Westmoreland made a motion authorizing the City Attorney to file a law suit or settle the case with CBS Contracting. Councilmember Fuller seconded the motion. All voted for.

**Adjourn:**

Councilmember Fuller made a motion to adjourn. Motion seconded Mayor Pro-Tem Caudell. All voted for.

  
Sharon Spivey, City Clerk/Finance Officer

**ELLIJAY CITY HALL**

**MARCH 18, 2013**

**WORKSHOP**

**5:30**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for February Meeting

Approval of February Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Second Reading / Review and Action – Consumption On Premise Ordinance Amendment

Review and Action – Harrison Park Trail Completion/Correction Contract

Executive Session – Personnel, Pending Litigation

Adjourn

**City of Ellijay  
March 18, 2013**

**Workshop  
Started at 5:30 PM and Ended at 6:00PM**

**Council Meeting  
Started 6:00 PM and Ended 6:35 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**

**Ruth Caudell, Mayor Pro-Tem - Present**

**David Westmoreland, Mayor Pro-Tem - Present**

**Charles Barclay, Councilmember - Present**

**Al Fuller, Councilmember - Present**

**Kathryn Lancey, Councilmember - Present**

**Kayann Haden West, City Attorney - Present**

**Sharon Spivey, City Clerk - Present**

**Edward Lacey, Police Chief - Absent**

**Sam West, Fire Chief - Present**

**Don Schneider, Code Enforcement Officer - Absent**

**Ramona Lowe, Better Hometown Manager - Present**

**Approval of Agenda:**

Mayor Pro-Tem Westmoreland made a motion to approve the March 18, 2013 agenda, adding the review and action of the Downtown Development Authority 2013 Work Program as the first item on the agenda under New Business; and review and action on a Resolution to Adopt the 2012 version of the Gilmer County Hazard Mitigation Plan as the third item on the agenda under New Business. Motion seconded by Councilmember Lancey. All voted for.

**Approval of Minutes:**

Mayor Pro-Tem Caudell made a motion to accept the February 18, 2013 Council Meeting Minutes. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the February, 2013 Financial Statements. Motion seconded by Councilmember Fuller. All voted for.

**New Business:**

**Downtown Development 2013 Work Program**

- Mayor Pro-Tem Westmoreland made a motion to adopt the Downtown Development Authority 2013 Work Program as submitted. Councilmember Fuller seconded the motion. All voted for.



- **Consumption On Premise Ordinance Amendment**

Mayor Pro-Tem Westmoreland made a motion to approve the Consumption On Premise Ordinance Amendment as presented. Councilmember Fuller seconded the motion. All voted for.

- **Gilmer County 2012 Hazard Mitigation Plan**

Councilmember Lancey made a motion to adopt a resolution adopting the 2012 Gilmer County Hazard Mitigation Plan. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.

**Executive Session - Personnel/Pending Litigation**

- Councilmember Barclay made a motion to go in to Executive Session for the purpose of discussing pending litigation. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.
- Mayor Pro-Tem Caudell made a motion to come out of Executive Session and return to regular session. Councilmember Fuller seconded the motion. All voted for.
- **Harrison Park Trail Completion/Correction Contract**  
Councilmember Barclay made a motion authorizing an agreement between the City of Ellijay and DSR Contracting, LLC, to complete Harrison Park Trail as closely as possible to the original bid specifications, with the exception of requirements for trail bed excavation; total not to exceed \$15,000. Councilmember Fuller seconded the motion. All voted for.

**Adjourn:**

Councilmember Barclay made a motion to adjourn. Motion seconded Mayor Pro-Tem Caudell. All voted for.

  
Sharon Spivey, City Clerk/Finance Officer

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 18th day of March, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 18th day of March, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 18th day of March, 2013

Al Hoyle  
Al Hoyle, Mayor

Ruth Caudell  
Ruth Caudell, Mayor Pro-Tem

Kathryn Lancey  
Kathryn Lancey, Council Member

David Westmoreland  
David Westmoreland, Mayor Pro-Tem

Al Fuller  
Al Fuller, Council Member

Charles Barclay  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 18th day of March, 2013

Sharon Spivey  
City Clerk/Notary



**ELLIJAY CITY HALL**

**APRIL 15, 2013**

**WORKSHOP**

**5:30**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for March Meeting

Approval of March Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Planning Commission Appointment

Review and Action – Historic Preservation Commission Appointment

Review and Action – Beer & Wine Consumption License Farris Lanes

Executive Session – Personnel, Pending Litigation, Land Acquisition

Adjourn

**City of Ellijay  
April 15, 2013**

**Workshop  
Started at 5:30 PM and Ended at 6:00PM**

**Council Meeting  
Started 6:00 PM and Ended 6:15PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Present**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, Better Hometown Manager - Present**

**Approval of Agenda:**

Mayor Pro-Tem Caudell made a motion to approve the April 15, 2013 agenda as presented.  
Motion seconded by Councilmember Fuller. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to accept the March 18, 2013 Council Meeting Minutes.  
Motion seconded by Councilmember Lancey. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the March, 2013 Financial Statements.  
Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**New Business:**

**Planning Commission Appointment**

- Mayor Pro-Tem Westmoreland made a motion to reappoint Harold Callahan to the Ellijay Planning Commission to serve a four year term beginning January 1, 2013 and ending December 31, 2016. Councilmember Lancey seconded the motion. All voted for.

- **Review and Action - Historic Preservation Commission Appointment**

Mayor Pro-Tem Westmoreland made a motion to reappoint Brian Linkous to the Historic Preservation commission to serve a three year term beginning January 1, 2013 and ending December 31, 2015. Councilmember Lancey seconded the motion. All voted for. A replacement for the expired term of Dwayne Fowler died due to lack of a motion.

- **Beer & Wine Consumption License - Farris Lanes**

Councilmember Lancey made a motion to approve the on-premise consumption license for Farris Lanes dba The Alley. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.

**Executive Session - Personnel/Pending Litigation**

- Councilmember Barclay made a motion to go in to Executive Session for the purpose of discussing personnel, land acquisition, and pending litigation. Mayor Pro-Tem Caudell seconded the motion. All voted for.

Mayor Pro-Tem Westmoreland made a motion to come out of executive session. Councilmember Fuller seconded the motion. All voted for.

**Adjourn:**

Councilmember Barclay made a motion to adjourn. Motion seconded Mayor Pro-Tem Caudell. All voted for.



Sharon Spivey, City Clerk/Finance Officer



CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 15th day of April, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

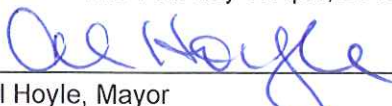
3.

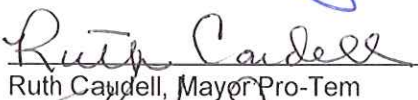
The subject matter of the closed meeting or closed portion of the meeting held on the 15th day of April, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 15th day of April, 2013

  
Al Hoyle, Mayor

  
Ruth Caudell, Mayor Pro-Tem

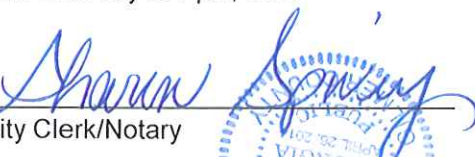
  
Kathryn Lancey, Council Member


  
David Westmoreland, Mayor Pro-Tem

  
Al Fuller, Council Member

  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 15th day of April, 2013

  
City Clerk/Notary



**ELLIJAY CITY HALL**

**MAY 20, 2013**

**WORKSHOP**

**5:30**

**PUBLIC HEARING**

**SCOTT HEADRICK DE-ANNEXATION REQUEST**

**5:45**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for April Meeting

Approval of April Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Water Authority Board Member Appointment

Review and Action – Historic Preservation Commission Appointment

Review and Action – De-Annexation Request Scott Headrick

Review and Action – Robert Hester Donation of City Lots

Review and Action – Old SR-5 Paving Bids

Executive Session – Personnel, Pending Litigation, Land Acquisition

Adjourn

**City of Ellijay  
May 20, 2013**

**Workshop**

**Started at 5:30 PM and Ended at 5:45PM**

**Public Hearing**

**Scott Headrick De-Annexation Request**

**Started at 5:45Pm and Ended at 5:55PM**

**Council Meeting**

**Started 6:00 PM and Ended 6:25PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Boy Scout Diego Barrera with Troop 402 led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**

**Ruth Caudell, Mayor Pro-Tem - Present**

**David Westmoreland, Mayor Pro-Tem – Absent**

**Charles Barclay, Councilmember - Present**

**Al Fuller, Councilmember - Present**

**Kathryn Lancey, Councilmember - Present**

**Kayann Haden West, City Attorney - Present**

**Sharon Spivey, City Clerk - Absent**

**Edward Lacey, Police Chief - Present**

**Sam West, Fire Chief - Present**

**Don Schneider, Code Enforcement Officer - Present**

**Ramona Lowe, Better Hometown Manager - Present**

**Approval of Agenda:**

Councilmember Lancey made a motion to approve the May 20, 2013 agenda as presented. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to accept the April 15, 2013 Council Meeting Minutes. Motion seconded by Councilmember Lancey. All voted for.

**Approval of Financial Statement:**

Councilmember Lancey made a motion to approve the April, 2013 Financial Statement. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

## **New Business:**

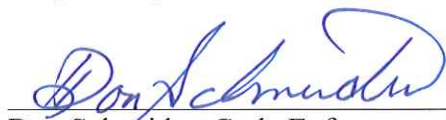
- **Water Authority Board Member Appointment**  
Mayor Pro-Tem Caudell made a motion to reappoint Mike Gibbs to the Ellijay-Gilmer County Water and Sewerage Authority Board whose term will start June 2013 and expire June 2018. Motion seconded by Councilmember Lancey. All voted for.
- **Historic Preservation Commission Appointment**  
The Mayor opened the floor for nominations and Councilmember Fuller made a motion to nominate and appoint Kelly Adams McBride to serve on the Commission for a term to begin May 2013 and expire May 2016. The Mayor called for any other nominations and there were none. Councilmember Lancey seconded the nomination and appointment. All voted for.
- **De-Annexation Request Scott Headrick**  
Councilmember Lancey made a motion to deny the request for De-Annexation. Councilmember Barclay seconded the motion. All voted for.
- **Robert Hester Donation of City Lots**  
Councilmember Fuller made a motion to accept the lots to be donated to the City of Ellijay contingent upon an appraisal being performed. Mayor Pro-Tem Caudell seconded the motion. All voted for.
- **Old SR-5 Paving Bids**  
Councilmember Barclay made a motion to accept the Bid of \$25,946.32 from Colditz Trucking, Inc. Councilmember Lancey seconded the motion. All voted for.
- **Executive Session - Personnel, Pending Litigation, Land Acquisition**  
Mayor Pro-tem Caudell made a motion to enter Executive Session. Councilmember Fuller seconded the motion. All voted for.

Councilmember Barclay made a motion to come out of executive session. Mayor Pro-Tem Caudell seconded the motion. All for for.

## **Adjourn**

Mayor Pro-Tem Caudell made a motion to adjourn. Councilmember Fuller seconded the motion. All voted for.

Respectfully Submitted,



Don Schneider, Code Enforcement Officer



CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 20th day of May, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 20th day of May, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 20th day of May, 2013

Al Hoyle  
Al Hoyle, Mayor

Ruth Caudell  
Ruth Caudell, Mayor Pro-Tem

absent  
Kathryn Lancey, Council Member

absent  
David Westmoreland, Mayor Pro-Tem

Al Fuller  
Al Fuller, Council Member

Charles Barclay  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 20th day of May, 2013

Don Schnack  
City Clerk/Notary





**ELLIJAY CITY HALL**

**JUNE 17, 2013**

**WORKSHOP**

**5:30**

**INSURANCE**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for May Meeting

Approval of May Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Employee Health Insurance Renewal

Review and Action – Property and Liability Insurance

Executive Session – Personnel, Pending Litigation, Land Acquisition

Adjourn

**City of Ellijay**  
**June 17, 2013**

**Workshop**  
**Started at 5:30 PM and Ended at 5:50 PM**

**Council Meeting**  
**Started 6:00 PM and Ended 7:00 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Present**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, DDA Director - Present**

**Approval of Agenda:**

Mayor Pro-Tem Caudell made a motion to approve the June 17, 2013 agenda as presented.  
Motion seconded by Councilmember Lancey. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to accept the May, 2013 Council Meeting Minutes.  
Motion seconded by Councilmember Lancey. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the May, 2013 Financial Statements. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**New Business:**

- **Employee Health Insurance Renewal**

Councilmember Lancey made a motion to renew the current health coverage with the Coventry 80% option in the amount of \$180,875, effective August 1, 2013 through December 1, 2014, and the dental/vision coverage remaining with Blue Cross Blue Shield of Georgia in the amount of \$2,075.52, effective August 1, 2013 through July 31, 2014, as presented by Matt Bidwell of MSI Benefits Group. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.

- **Property and Liability Insurance**

Councilmember Lancey made a motion to accept the proposal from Marshall Insurance Company of \$33,317 citing the City's rate history with the company. Motion died for lack of a second. Councilmember Fuller made a motion to accept the proposal from J. Smith Lanier in the amount of \$27,284, effective July 1, 2013 through June 30, 2014. Mayor Pro-Tem Westmoreland seconded the motion. Council members Barclay, Caudell, Fuller and Westmoreland voted in favor, with Councilmember Lancey opposing. Motion passed by majority vote.

**Executive Session - Personnel/Pending Litigation/Land Acquisition**

- Mayor Pro-Tem Caudell made a motion to go in to Executive Session for the purpose of discussing personnel, land acquisition, and pending litigation. Councilmember Fuller seconded the motion. All voted for.

Councilmember Barclay made a motion to come out of executive session. Mayor Pro-Tem Caudell seconded the motion. All voted for.

**Adjourn:**

Councilmember Barclay made a motion to adjourn. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.



Sharon Spivey, City Clerk/Finance Officer

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 17th day of June, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

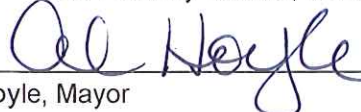
3.

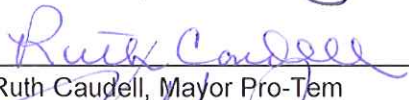
The subject matter of the closed meeting or closed portion of the meeting held on the 17th day of June, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

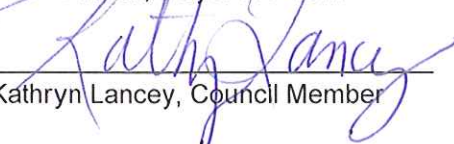
4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 17th day of June, 2013

  
Al Hoyle, Mayor

  
Ruth Caudell, Mayor Pro-Tem

  
Kathryn Lancey, Council Member

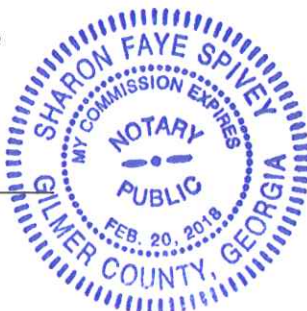
  
David Westmoreland, Mayor Pro-Tem

  
Al Fuller, Council Member

  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 17th day of June, 2013

  
City Clerk/Notary



**ELLIJAY CITY HALL**

**JULY 15, 2013**

**WORKSHOP**

**5:30**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for June Meeting

Approval of June Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – SPLOST Intergovernmental Agreement

Review and Action – 2012 Audit

Review and Action – DDRLF Support Resolution

Executive Session – Personnel, Pending Litigation, Land Acquisition

Adjourn



**City of Ellijay**  
**July 15, 2013**

**Workshop**  
**Started at 5:30 PM and Ended at 6:00PM**

**Council Meeting**  
**Started 6:00 PM and Ended 6:50 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Absent**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, DDA Director - Present**

**Approval of Agenda:**

Mayor Pro-Tem Caudell made a motion to approve the July 15, 2013 agenda as presented.  
Motion seconded by Councilmember Lancey. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to accept the June, 2013 Council Meeting Minutes.  
Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Approval of Financial Statements:**

Mayor Pro-Tem Westmoreland made a motion to approve the June, 2013 Financial Statements.  
Motion seconded by Councilmember Lancey. All voted for.

**New Business:**

- **SPLOST Intergovernmental Agreement**

Councilmember Barclay made a motion to adopt the intergovernmental agreement between Gilmer county, the city of Ellijay, and the city of East Ellijay for the 2015 Special Purpose Local Option Sales Tax. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.

- **2012 Audit**

Mayor Pro-Tem Westmoreland made a motion to accept the Financial Report for the year ended December 31, 2012, as presented by RL Jennings & Associates, PC. Councilmember Lancey seconded the motion. All voted for.

- **Downtown Development Revolving Loan Fund Resolution**

Councilmember Fuller made a motion to approve the revised Downtown Development Revolving Loan Fund Resolution supporting the project of Rick Lucas and Joann Antonelli, located at 131 North Main Street. Mayor Pro-Tem Caudell seconded the motion. All voted for.

**Executive Session - Personnel/Pending Litigation/Land Acquisition**

- Mayor Pro-Tem Westmoreland made a motion to go in to Executive Session for the purpose of discussing personnel, land acquisition, and pending litigation. Councilmember Barclay seconded the motion. All voted for.

Mayor Pro-Tem Westmoreland made a motion to come out of executive session. Councilmember Fuller seconded the motion. All voted for.

**Adjourn:**

Mayor Pro-Tem Westmoreland made a motion to adjourn. Motion seconded by Councilmember Barclay. All voted for.

  
\_\_\_\_\_  
Sharon Spivey, City Clerk/Finance Officer

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 15th day of July, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 15th day of July, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 15th day of July, 2013

Al Hoyle  
Al Hoyle, Mayor

Ruth Caudell  
Ruth Caudell, Mayor Pro-Tem

Kathryn Lancey  
Kathryn Lancey, Council Member

David Westmoreland  
David Westmoreland, Mayor Pro-Tem

Al Fuller  
Al Fuller, Council Member

Charles Barclay  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 15th day of July, 2013

Sharon Faye Spivey  
City Clerk/Notary



**ELLIJAY CITY HALL**

**AUGUST 19, 2013**

**WORKSHOP  
5:30**

**PUBLIC HEARING  
5:45**

**REGULAR MEETING  
6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for June Meeting

Approval of June Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Farm Winery License Mountain Treasures

Review and Action – Farm Winery License The Laurel on River Street

Review and Action – Housing Authority Appointment

Executive Session – Personnel, Pending Litigation, Land Acquisition

Adjourn

**City of Ellijay**  
**August 19, 2013**

**Workshop**

**Started at 5:30 PM and Ended at 5:35PM**

**Public Hearing**

**Started at 5:45 and Ended at 5:46**

**Council Meeting**

**Started 6:00 PM and Ended 6:18 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Al Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**

**Ruth Caudell, Mayor Pro-Tem - Present**

**David Westmoreland, Mayor Pro-Tem - Present**

**Charles Barclay, Councilmember - Present**

**Al Fuller, Councilmember - Present**

**Kathryn Lancey, Councilmember - Present**

**Kayann Haden West, City Attorney - Present**

**Sharon Spivey, City Clerk - Present**

**Edward Lacey, Police Chief - Present**

**Sam West, Fire Chief - Present**

**Don Schneider, Code Enforcement Officer - Present**

**Ramona Lowe, DDA Director - Present**

**Approval of Agenda:**

Councilmember Fuller made a motion to approve the August 19, 2013 agenda as amended with a Public Hearing regarding the Farm Winery Licenses for Mountain Treasure and The laurel on River Street. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to approve the July, 2013 Council Meeting Minutes. Motion seconded by Councilmember Lancey. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the July, 2013 Financial Statements. Motion seconded by Councilmember Fuller. All voted for.

**New Business:**

- **Farm Winery License - Mountain Treasures**

Mayor Pro-Tem Westmoreland made a motion to approve the farm winery license for Mountain Treasures, located at 14 North Main Street. Councilmember Barclay seconded the motion. All voted for.



**Farm Winery License - The Laurel on River Street**

- Mayor Pro-Tem Westmoreland made a motion to approve the farm winery license for The Laurel on River Street, located at 36 River Street. Councilmember Barclay seconded the motion. All voted for.
- **Housing Authority Appointment**  
Councilmember Barclay made a motion to renew the one-year term of Charlene Douglas effective October 3, 2013, and ending October 3, 2014. Mayor Pro-Tem Caudell seconded the motion. All voted for.

**Executive Session - Personnel/Pending Litigation/Land Acquisition**

- Mayor Pro-Tem Caudell made a motion to go in to Executive Session for the purpose of discussing personnel. Councilmember Barclay seconded the motion. All voted for.

Councilmember Barclay made a motion to come out of executive session. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.

**Adjourn:**

Mayor Pro-Tem Caudell made a motion to adjourn. Motion seconded by Councilmember Lancey. All voted for.

  
\_\_\_\_\_  
Sharon Spivey, City Clerk/Finance Officer



CERTIFICATE OF APPOINTMENT  
OF  
COMMISSIONER OF THE  
HOUSING AUTHORITY OF THE CITY OF  
ELLIJAY, GA.

WHERE AS, the Housing Authority of the City of Ellijay, Georgia has heretofore been duly organized pursuant to the Georgia Housing Authorities Law, as amended, and

WHERE AS, the term of Charlene Douglas as a Commissioner will expire on October 3, 2013.

NOW THEREFORE, pursuant to the Georgia Housing Authorities law, as amended, by virtue of my office as Mayor, I hereby appoint Charlene Douglas to serve as Commissioner for the one year term ending October 3, 2014.

IN WITNESS WHEREOF, I have hereunto signed my name as Mayor of the City of Ellijay, Georgia, and caused the official seal of the City of Ellijay, Georgia, to be affixed hereto this \_\_\_\_\_ day of \_\_\_\_\_.

Al Hoyle  
Mayor

ATTEST:

Shawn Spivey  
City Clerk

CERTIFICATE OF CITY CLERK

I hereby certify that the above and foregoing is a true and correct copy of the Certificate of Appointment of Commissioner of the Housing Authority of the City of Ellijay, Georgia, filed in the Office of the City Clerk on the 19th day of August, 2013.

Witness my hand and the official seal of the City of Ellijay, Georgia, this 19th day of August, 2013.

Shawn Spivey  
City Clerk

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 19th day of August, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

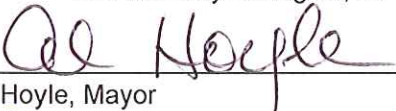
3.

The subject matter of the closed meeting or closed portion of the meeting held on the 19th day of August, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

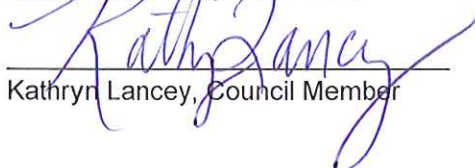
4.

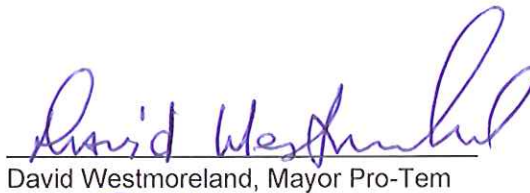
This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 19th day of August, 2013

  
Al Hoyle, Mayor

  
Ruth Caudell, Mayor Pro-Tem


  
Kathryn Lancey, Council Member

  
David Westmoreland, Mayor Pro-Tem

  
Al Fuller, Council Member

  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 19th day of August, 2013

  
City Clerk/Notary



ELLIJAY CITY HALL

SEPTEMBER 16, 2013

WORKSHOP

5:30

REGULAR MEETING

6:00

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for August Meeting

Approval of August Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Northwest Georgia Regional Commission Contract for Services

Review and Action – STWP Transmittal Resolution

Review and Action – Cemetery Lots

Review and Action – Bank Account Authorization

Review and Action – Housing Authority Authorizing Resolution

Presentation of 2014 Budget

Adjourn

*Agenda amended to add Executive Session*

**City of Ellijay**  
**September 16, 2013**

**Workshop**  
**Started at 5:30 PM and Ended at 5:35PM**

**Council Meeting**  
**Started 6:00 PM and Ended 6:36 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Present**  
**Sam West, Fire Chief - Absent**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, DDA Director - Present**

**Approval of Agenda:**

Councilmember Lancey made a motion to approve the September 16, 2013 agenda as amended with Executive Session added at the end of *New Business*. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to approve the August 19, 2013 council meeting Minutes. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the Financial Statements for the month ending August 31, 2013. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**New Business:**

- **Northwest Georgia Regional Commission Contract for Services**  
Mayor Pro-Tem Caudell made a motion to approve the Northwest Georgia Regional Commission Contract for Services to be effective July 1, 2013 through June 30, 2014. Councilmember Lancey seconded the motion. All voted for.



- **STWP Transmittal Resolution**  
Councilmember Lancey made a motion to adopt the resolution authorizing the transmittal to the Northwest Georgia Regional Commission the updated short term work program for Ellijay and capital improvements element for Gilmer County and the cities of Ellijay and East Ellijay. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.
- **Cemetery Lots**  
Mayor Pro-Tem Westmoreland made a motion to increase the fee for cemetery plots from \$300 to \$750 beginning October 1, 2013. Councilmember Fuller seconded the motion. All voted for.
- **Bank Account Authorization - General Fund CD # 4048012034**  
Mayor Pro-Tem Caudell made a motion authorizing the renewal of the current certificate of deposit. Councilmember Lancey seconded the motion. All voted for.
- **Housing Authority Authorizing Resolution**  
Councilmember Lancey made a motion to adopt the resolution authorizing the housing authority of Cordele to issue bonds to finance facilities located in Ellijay, Georgia. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.
- **Presentation of 2014 Budget**  
The proposed 2014 Budget for the City of Ellijay was presented to the City Council. Mayor Hoyle noted the proposed budget is available for public review at City Hall.
- **Executive Session - Personnel/Pending Litigation/Land Acquisition**  
Councilmember Fuller made a motion to go in to Executive Session for the purpose of discussing personnel and pending litigation. Mayor Pro-Tem Caudell seconded the motion. All voted for.

Mayor Pro-Tem Caudell made a motion to come out of executive session. Councilmember Fuller seconded the motion. All voted for.

**Adjourn:**

Councilmember Lancey made a motion to adjourn. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

  
Sharon Spivey, City Clerk/Finance Officer

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 16th day of September, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

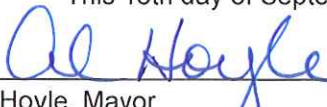
3.

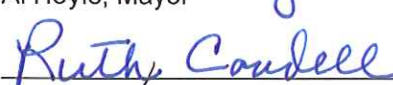
The subject matter of the closed meeting or closed portion of the meeting held on the 16th day of September, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

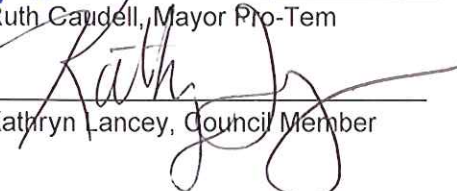
4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 16th day of September, 2013

  
Al Hoyle, Mayor

  
Ruth Caudell, Mayor Pro-Tem

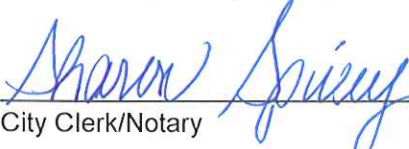
  
Kathryn Lancey, Council Member

  
David Westmoreland, Mayor Pro-Tem

  
Al Fuller, Council Member

  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 16th day of September, 2013

  
City Clerk/Notary





**ELLIJAY CITY HALL**

**OCTOBER 21, 2013**

**WORKSHOP**

**5:30**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for September Meeting

Approval of September Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Sign Ordinance

Review and Action – **A RESOLUTION TO ADOPT THE UPDATED SHORT TERM  
WORK PROGRAM AND CAPITAL IMPROVEMENTS ELEMENT FOR GILMER  
COUNTY AND THE CITIES OF ELLIJAY AND EAST ELLIJAY**

Review and Action – Resolution to Adopt the Fiscal Year 2014 Budget for Each Fund of the  
City of Ellijay

Review and Action – 2013 Millage Rate

Adjourn

**City of Ellijay**  
**October 21, 2013**

**Workshop**  
**Started at 5:30 PM and Ended at 5:40PM**

**Council Meeting**  
**Started 6:00 PM and Ended 6:15 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Present**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, DDA Director - Present**

**Approval of Agenda:**

Councilmember Lancey made a motion to approve the October 21, 2013, agenda as presented.  
Motion seconded by Councilmember Fuller. All voted for.

**Approval of Minutes:**

Mayor Pro-Tem Westmoreland made a motion to approve the September 16, 2013, council meeting minutes. Motion seconded by Councilmember Lancey. All voted for.

**Approval of Financial Statements:**

Mayor Pro-Tem Caudell made a motion to approve the financial statements for the month ending September 30, 2013. Motion seconded by Councilmember Lancey. All voted for.

**Citizen Input:**

Mayor Pro-Tem Westmoreland stated that the City of Ellijay had received a draft resolution from the City of East Ellijay requesting an amendment to House Bill 1475 that he would like reviewed by the City Attorney.

**New Business:**

- **Emergency Sign Ordinance**

Councilmember Lancey made a motion to adopt an ordinance amending the Ellijay city code by adding new article 12 enacting a temporary moratorium on the issuance of sign permits; providing for exceptions; providing for termination of the temporary moratorium; repealing all ordinances or parts of ordinances in conflict herewith; and declaring an emergency. Mayor Pro-Tem Caudell seconded the motion. All voted for.

- **Short Term Work Program Ordinance**

Councilmember Barclay made a motion to adopt the updated short term work program and capital improvements element for Gilmer county and the cities of Ellijay and East Ellijay. Mayor Pro-Tem Caudell seconded the motion. All voted for.

- **2014 Budget Resolution**

Mayor Pro-Tem Caudell made a motion adopt the fiscal year 2014 budget for each fund of the City of Ellijay. Councilmember Lancey seconded the motion. All voted for.

- **2013 Millage Rate**

Mayor Pro-Tem Westmoreland made a motion to set the 2013 millage rate at 3.845 mills. Mayor Pro-Tem Caudell seconded the motion. All voted for.

**Adjourn:**

Councilmember Barclay made a motion to adjourn. Motion seconded by Councilmember Fuller. All voted for.

  
Sharon Spivey, City Clerk/Finance Officer

**ELLIJAY CITY HALL**

**NOVEMBER 18, 2013**

**WORKSHOP**

**5:30**

**PUBLIC HEARINGS**

**5:45**

**ANNEXATION REQUEST  
SETBACK VARIANCE REQUEST**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for October Meeting

Approval of October Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – Annexation Ordinance 2028 Old Hwy. 5 South

Review and Action – Setback Variance Request 51 South Laurel Street

Review and Action – De-Annexation Resolution SR-515 ROW

Review and Action – Alcohol License Renewal

\*Stadium Enterprises

\*Cajun Depot

\*American Legion

Adjourn

**City of Ellijay  
November 18, 2013**

**Workshop  
Started at 5:30 PM and Ended at 5:40PM**

**Public Hearings  
Annexation Request Started at 5:45 PM and Ended at 5:46 PM  
Setback Variance Request Started at 5:46 PM and Ended at 5:47 PM**

**Council Meeting  
Started 6:00 PM and Ended 6:12 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present  
Ruth Caudell, Mayor Pro-Tem - Present  
David Westmoreland, Mayor Pro-Tem - Present  
Charles Barclay, Councilmember - Present  
Al Fuller, Councilmember - Present  
Kathryn Lancey, Councilmember - Present  
Kayann Haden West, City Attorney - Present  
Sharon Spivey, City Clerk - Present  
Edward Lacey, Police Chief - Absent  
Sam West, Fire Chief - Present  
Don Schneider, Code Enforcement Officer - Present  
Ramona Lowe, DDA Director - Absent**

**Approval of Agenda:**

Mayor Pro-Tem Caudell made a motion to approve the November 18, 2013, agenda as presented. Motion seconded by Councilmember Lancey. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to approve the October 21, 2013, council meeting minutes. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Approval of Financial Statements:**

Mayor Pro-Tem Westmoreland made a motion to approve the financial statements for the month ending October 31, 2013. Motion seconded by Councilmember Fuller. All voted for.

**New Business:**

- **Annexation Ordinance 2028 Old Hwy 5 South**  
Councilmember Barclay made a motion to annex 1.07 acres located at 2028 Old Hwy 5 South, with the stipulation they will have 90 days after the adoption of the new sign ordinance to bring their current signage into compliance. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.
- **Setback Variance Request 51 South Laurel Street**  
Mayor Pro-Tem Westmoreland made a motion to accept the Planning and Zoning Commission's recommendation and approve the setback variance request for 51 South Laurel Street. Mayor Pro-Tem Caudell seconded the motion. All voted for.
- **De-Annexation Resolution SR-515 ROW**  
Mayor Pro-Tem Westmoreland made a motion to approve the resolution requesting that the General Assembly of the State of Georgia de-annex by local act Tract 1 of SR-515 ROW. Councilmember Barclay seconded the motion. All voted for.
- **Alcohol License Renewals - Stadium Enterprises, Cajun Depot, and American Legion**  
Mayor Pro-Tem Westmoreland made a motion to approve the renewal beer, wine and distilled spirits licenses for Stadium Enterprises; beer and wine licenses for Cajun Depot; and beer, wine and distilled spirits licenses for the American Legion. Councilmember Lancey seconded the motion. All voted for.

**Adjourn:**

Councilmember Barclay made a motion to adjourn. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

  
\_\_\_\_\_  
Sharon Spivey, City Clerk/Finance Officer



**ELLIJAY CITY HALL**

**DECEMBER 16, 2013**

**WORKSHOP**

**5:30**

**REGULAR MEETING**

**6:00**

Call to Order

Prayer and Pledge of Allegiance

Approval of Agenda

Approval of Minutes for November Meeting

Approval of November Financial Statement

Staff Reports

Citizen Input

**NEW BUSINESS**

Review and Action – DDA Appointments

Review and Action – Off Premise Alcohol License Application 2028 Old Hwy. 5 South

Review and Action – Alcohol License Renewal JJ's on River Street

Review and Action – Workers Comp Renewal

Review and Action – July 4, 2014 Fireworks

Adjourn

*Agenda ammended to add Executive Session*

**City of Ellijay  
December 16, 2013**

**Workshop  
Started at 5:30 PM and Ended at 5:58PM**

**Council Meeting  
Started 6:00 PM and Ended 6:30 PM**

**Council Meeting Called to Order:**

**Welcome**

Mayor Hoyle welcomed everyone to the meeting.

**Prayer**

Prayer was given by Councilmember Fuller

**Pledge of Allegiance**

Mayor Hoyle led the Pledge of Allegiance.

**Attendance:**

**Al Hoyle, Mayor - Present**  
**Ruth Caudell, Mayor Pro-Tem - Present**  
**David Westmoreland, Mayor Pro-Tem - Present**  
**Charles Barclay, Councilmember - Present**  
**Al Fuller, Councilmember - Present**  
**Kathryn Lancey, Councilmember - Present**  
**Kayann Haden West, City Attorney - Present**  
**Sharon Spivey, City Clerk - Present**  
**Edward Lacey, Police Chief - Absent**  
**Sam West, Fire Chief - Present**  
**Don Schneider, Code Enforcement Officer - Present**  
**Ramona Lowe, DDA Director - Present**

**Approval of Agenda:**

Mayor Pro-Tem Westmoreland made a motion to approve the December 16, 2013, agenda amending it to add Executive Session at the end of New Business. Motion seconded by Councilmember Barclay. All voted for.

**Approval of Minutes:**

Councilmember Fuller made a motion to approve the November 18, 2013, council meeting minutes. Motion seconded by Mayor Pro-Tem Caudell. All voted for.

**Approval of Financial Statements:**

Councilmember Lancey made a motion to approve the financial statements for the month ending November 30, 2013. Motion seconded by Mayor Pro-Tem Westmoreland. All voted for.

**New Business:**

- **Downtown Development Authority Appointments**  
Mayor Pro-Tem Caudell made a motion to reappoint Jim Stover and Jeff Riblet to four(4) year terms beginning January 1, 2014 and ending December 31,2017, Councilmember Fuller seconded the motion. All voted for.
- **Off-Premise Alcohol License Application - 2028 old Hwy 5 South**  
Mayor Pro-Tem Westmoreland made a motion to approve the off-premise alcohol license for package beer and package wine at Green's Country Store . Councilmember Fuller seconded the motion. All voted for.
- **Alcohol License Renewal - JJ's on River Street**  
Councilmember Lancey made a motion to approve the renewal of beer, wine and distilled spirits licenses for JJ's on River Street. Councilmember Barclay seconded the motion. All voted for.
- **Workers Compensation Renewal**  
Councilmember Fuller made a motion to renew the Workers Compensation insurance with J. Smith Lanier & Company. Mayor Pro-Tem Caudell seconded the motion. All voted for.
- **July 4, 2014 Fireworks**  
Councilmember Fuller made a motion to approve the contract with Atlanta Pyrotechnics to provide the July 4, 2014 fireworks. Mayor Pro-Tem Westmoreland seconded the motion. All voted for.
- **Executive Session - Land Disposal/Acquisition**  
Mayor Pro-Tem Westmoreland made a motion to go into Executive Session for the purpose of discussing land acquisition and disposal. Councilmember Fuller seconded the motion. All voted for.

Mayor Pro-Tem Westmoreland made a motion to come out of Executive Session.  
Councilmember Barclay seconded the motion. All voted for.

**Adjourn:**

Mayor Pro-Tem Westmoreland made a motion to adjourn. Councilmember Barclay seconded the motion. All voted for.

  
\_\_\_\_\_  
Sharon Spivey, City Clerk/Finance Officer

CITY OF ELLIJAY  
CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA  
COUNTY OF GILMER

Personally appeared before the undersigned attesting officer duly authorized to Administer oaths, Al Hoyle, Mayor, Council members Charles Barclay, Ruth Caudell, Al Fuller, Kathryn Lancey, David Westmoreland, City Council Members, who after duly sworn, dispose and on oath state the following:

1.

We were the city officials present and presiding over the meeting of the Ellijay City Council held on the 16th day of December, 2013.

2.

It is our understanding that O.C.G.A. # 50-14-4 (b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3.

The subject matter of the closed meeting or closed portion of the meeting held on the 16th day of December, 2013, which was closed for the purpose of discussing personnel, pending/current litigation, and/or land acquisition as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. # 50-14-4(b) that such an affidavit be executed.

This 16th day of December, 2013

Al Hoyle  
Al Hoyle, Mayor

Ruth Caudell  
Ruth Caudell, Mayor Pro-Tem

Kathryn Lancey  
Kathryn Lancey, Council Member

David Westmoreland  
David Westmoreland, Mayor Pro-Tem

Al Fuller  
Al Fuller, Council Member

Charles Barclay  
Charles Barclay, Council Member

Sworn to and subscribed before me  
This 16th day of December, 2013

Sharon Faye Spivey  
City Clerk/Notary

